

MESSAGE NO: 3154302

MESSAGE DATE: 06/03/2013

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: CTDIS-Court ORD Dissolved

FR CITE:

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-890

EFFECTIVE DATE: 05/14/2013

COURT CASE #: 09-00378

PERIOD OF REVIEW: 01/01/2007 TO

12/31/2007

PERIOD COVERED: 01/01/2007 TO

12/31/2007

Notice of Lifting of Suspension Date: 06/03/2013

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Liquidation instructions for wooden bedroom furniture from China produced and/or exported by Orient International Holding Shanghai Foreign Trade Co., Ltd. for the period 01/01/2007 through 12/31/2007

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 3 below.

1. On 05/14/2013, the U.S. Court of International Trade severed and deconsolidated Lifestyle Enterprise, Inc. v. United States (09-00378) from all other previously consolidated cases: Orient International Holding Shanghai Foreign Trade Co., Ltd. v. United States, (09-00379); American Furniture Manufacturers Committee for Legal Trade v. United States, (09-00394); Dream Rooms Furniture (Shanghai) Co., Ltd. v. United States, (09-00395); Guangdong Yihua Timber Industry Co., Ltd. v. United States, (09-00398); and Ron's Furniture Warehouse v. United States, (09-00399). As a result, the injunction to which message 9257203 refers enjoining liquidation of entries which are subject to the antidumping duty order on wooden bedroom furniture from the People's Republic of China for the period 01/01/2007 through 12/31/2007 exported by Orient International Holding Shanghai Foreign Trading Co., Ltd. dissolved on 05/14/2013.

2. For all shipments of wooden bedroom furniture from the People's Republic of China produced and/or exported by Orient International Holding Shanghai Foreign Trade Co., Ltd. (A-570-890-120), imported by or sold to (as indicated on the commercial invoice or Customs documentation) the firms listed below, and entered, or withdrawn from warehouse, for consumption during the period 01/01/2007 through 12/31/2007, assess an antidumping liability equal to the percentages listed below of the entered value:

Importer or customer: Lifestyle Enterprise, Inc.

Final rate: 83.55%

Importer or customer: Trade Masters of Texas, Inc.

Final rate: 83.55%

Importer or customer: Emerald Home Furnishings, LLC

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Final rate: 83.55%

3. These instructions constitute notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2. Accordingly, notice of the lifting of suspension occurred on the message date of these instructions. Unless instructed otherwise, for all other shipments of wooden bedroom furniture from the People's Republic of China you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.
4. There are no injunctions applicable to the entries covered by this instruction.
5. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.
6. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.
7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O8:PS.)
8. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party